FARAD CONTINUATION SHEET
APPELLATE SIDE
Civil Writ Petition No.1771 of 2007

Office Notes, Office Memoranda Court's or Judge's orders
of Coram, appearance, Court's
orders or directions and
Registrar's orders

Mr.S.B.Deshpande for petitioners.

CORAM: B.H.MARLAPALLE,J.
April 27, 2007.

P.C.

. RAE & R Suit No.977 of 1996 was decreed by the learned Judge of the Small Causes Court at Mumbai by judgment and order dated 8th and 9th December 2003. Being aggrieved by the said decree the defendant filed Appeal No. 33 of 2004 before the Appellate Bench of the Small Causes Court at Mumbai. The said Appeal was allowed by the lower Appellate Court vide its judgment and order dated 11/7/2006. Both these orders have been passed by the Courts subordinate to this Court.

. In view of the order passed by me in Writ Petition No.4138 of 2006 decided on 24/8/2006, this petition need not be

entertained on account of the alternate remedy available under Section 115 of C.P.C. Hence the petition is disposed as such with liberty to file a revision application and if such a revision is filed within a period of four weeks from today, the period of pendency of this petition will be taken into consideration for condonation of delay, if any, in filing the revision application. Annexures to the petition memo be returned, if applied for.

(B.H.MARLAPALLE,J.)